## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LYDELL SWINSON a/k/a : CIVIL ACTION

LINDELL SWINSON, JR. :

:

V.

:

CITY OF PHILADELPHIA, et al. : NO. 13-6870

## ORDER

AND NOW, this 7th day of April, 2016, for the reasons set forth in the accompanying memorandum, it is hereby ORDERED that:

- (1) the motion of plaintiff Lindell Swinson, Jr., for summary judgment against defendant City of Philadelphia as to liability (Doc. # 86) is GRANTED; and
- (2) the motion of defendant City of Philadelphia for summary judgment against plaintiff Lindell Swinson, Jr., (Doc. # 87) is DENIED.

BY THE COURT:

/s/ Harvey Bartle III